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1 M. VAN SMITH(SBN 32007)  
2 1696 Mendenhall Drive  
3 San Jose, California 95130  
4 Telephone (408) 364-1062  
5 e-mail: mvsmith@sbcglobal.net  
6 Attorney for Plaintiff,  
7 ERNEST STEVEN RODRIGUEZ

8 THE UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 ERNEST STEVEN RODRIGUEZ,  
12 Plaintiff,  
13 vs.  
14 WAL-MART STORES, INC.,  
15 Defendant.

Case No. CV 10-05659 JF

STIPULATION OF VOLUNTARY  
DISMISSAL PURSUANT TO F.R.C.P.  
41(a)(1)(A)(ii)

16 WHEREAS, the parties have settled the above-entitled case;

17 IT IS STIPULATED by the parties through their respective counsel that the above-  
18 entitled case be dismissed voluntarily with prejudice pursuant to Federal Rules of Civil  
19 Procedure 41(a)(1)(A)(ii).

20 Dated: August 18, 2011.

20 Dated: <sup>Sept. 12,</sup> August 18, 2011.

21 GREENBURG TRAURIG, LLP

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23 M. VAN SMITH  
24 Attorney for Plaintiff  
25 ERNEST STEVEN RODRIGUEZ

22 By   
23 SCOTT B. LAWSON  
24 Attorneys for Defendant  
25 WAL-MART STORES, INC.

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DISMISSAL WITH PREJUDICE

**ORDER**

Pursuant to the foregoing stipulation, IT IS HEREBY ORDERED that the action is dismissed in its entirety with prejudice.

Dated: 9/29/2011

  
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Jeremy Fogel  
United States District Judge